IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 9020 of 2007

DATED: 27-4-2007

Between:
The Nalgonda And Ranga Reddy Dist Milk
Producers Mutually Aided coop union ltd petitioner

And

The Regional Director,
Employees State Insurance Corporation
5-9-23, Hill Fort Road, Hyderabad & ano
Respondents

THE HON'BLE SRI JUSTICE N.V.RAMANA

WRIT PETITION NO. 9020 OF 2007

ORAL ORDER:

This writ petition is filed questioning the demand notice No. 52/Q/6240-09 dated 12.4.2007 issued by the second respondent under Section 45-G of the E.S.I Act, 1948 as illegal.

Though several contentions were raised in the writ petition, today when the matter is taken up, learned Standing Counsel for respondent-corporation submitted that in terms of Section 74 of the Act, an E.S.I. Court has been constituted and the petitioner has effective alternative remedy provided under Section 75 of Act.

Heard learned counsel for petitioner and learned Standing Counsel for respondent corporation. Both counsel agreed for disposal of the writ petition at the admission stage.

Having regard to the fact that an alternative remedy is provided against the impugned demand notice dated 12.4.2007, this Court is not inclined to interfere with the matter. The petitioner is directed to approach the ESI Court within a period eight weeks from the date of receipt of copy of this order. Till such time, there shall be stay of all further proceedings in pursuance of demand notice dated 12.4.2007.

Accordingly, the writ petition is disposed of. No costs.

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N.V.RAMANA,J

DATE: 27.4.2007

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